B.269
App. F. IX-4

Previous References.

1946 (S.D. A)

File No. 129-44
Serial Nos. 3,4

Later References.

PRESERVED

GENERAL AND REVENUE SECRETARIAT

Serial Nos. two

211/C

Part B for May Less

SUBJECT

Grant of powers to D. F. S. under the Essen Services Maintenance Act

Notes:- p 1-5?
Corr:- p: 4.

to D. F. S in Mysore

War Section legislation Sn

Mfg. & D. 7371-74/A 129-44-4 dt 22.5.45

Empowers D. F.S. to prefer complaints.

Ref: grant of certain powers to the D.F.S under the Essential Services Maintenance Act, 1941

C. F. 69]

Continuation Sheet. File No. / Current No. A129 of 44 Page.

Letter no C1—1998/44-45 dt. 10.4.45 from the Director of Food Supplies requesting that he may be authorised to (i) pass orders under Section 4 of the Essential Services (Maintenance) Act, 1942 and (ii) to take complaints under Sub-section 3) of Section 7 of the said Act.

1) The proposal of the D.F.S. that he may be authorised to exercise the powers named above (under the Essential Services (Maintenance) Act, 1942), is for orders.

2) Now with reference to their previous proposal of the Director to declare the appointments of Managers, Bill clerks and Salesmen in all Government depots in the State (Food grains, Fuel and Stand and Cloth) as belonging to "essential services", the orders of Government were conveyed in this office Letter no Lo. 2121/A129-44-2 dt 22.11.1944, pointing out that all employment under Government comes within the scope of the E.S.(M.) Act, 1942 (vide Section 3 of the Act) and that no further Notification is necessary for declaring most of the appointments as belonging to the

(letter dt 26/10/44)

grant of certain powers to the D.F.S. under the Essential Services Act

essential services.

As regards the present proposal, the necessity or expediency of conferment of the proposed powers have not been explained by the Director. The E.S. (M) Act, 1942, however, provides for the grant of those powers to an officer specially authorised by the Government.

It is not known how many other heads of departments have been granted such powers under the E.S.(M) Act as are sought for by the D.F.S., and under what circumstances.

The chief Secy may be consulted. A copy of the Act is placed on file (Flag Y) Secs.

Secy
23/42

No other head of a Govt Deptt appears to have been empowered in this behalf. It is for consideration, in view of the difficulties explained by the Director in his letter dated 22.11.44, the power may be delegated to the S.P.s in respect of the rationing est at Bangalore City, to the Chief Rationing officer in respect of the rationing est in Mysore and to the Deputy Commr in respect other Food Suffly ests. (Secy)

MSS 25/4

Power which may be delegated

under the proposed S.7(3) may be

8998/44 Grant of certain powers to the L under the "Essential Services Maintenance Act"

C. F. 69]

Continuation Sheet. File No. / Current No. P 129 of 44 Page. 194

Subgadi L. Ld. S. T. L. (The C. C., U. P. Govt has been given this Service)

Mr. Lobo / Mr. Lau Thu — Ce 26/4/45

Submitted Re para 7 Supra:-

1.) The Director of Food Supplies has applied to for purposes of authorising him to pass orders under Sec 4 of the Essential Service (M) Act 1942 and to make complaints under Sub Section (3) of Sec 7 of the said Act.

Kind reference is invited to those Sections in the Essential Services (M.) Act. Sec 4 deals with the power to order persons Engaged in certain employments to remain in specified areas. Sec 7 (3) in the said Act deals with the cognisance of any offence under that Act. The powers under these two Sections are complementary to each other and as such, it is desirable perhaps that one and the same person be invested with the powers under Sec 4 & Sec 7 (3) so that at the times of emergency it will facilitate for speedy action in the matter.

The Director of Food Supplies may perhaps be authorised by Govt to take steps under Sec 4 and Sub Sec 3 of Sec 7 of Essential Service (M) Act over the following Establishments

WS 27/4/45

The work of the Govt Secretary

Flag Y

To a limited extent only

Cs

WD 02139—GPB—20,000—26-2-45

C. F. 69]

Continuation Sheet.

File No.
Current No. A 129 of 44

Page.

- Grant of certain powers to L.A.s under N 'Essential S'ervice

(Ld 26.4.43 ... ...
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Law Secty) 28/4/43

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Law. 28/4/
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RK

3 P/w

A slightly revised draft is put up. After approval it will be sent to the admn Section.

16.5.45

Law Secy)

16.5.45

16.5.45

Dev Secy)

17/5

17/5

Issued vide No. S.R.73771/A129-44-4 dt 23.5.45 authorising the D.F.S. to prefer complaints against employees of the Dept. of F.S. in respect of offences punishable under the Essential Services (Maintenance) Act 1942.

25/5

Previous

25/5

C. F. 74.]

[To be

C. F. No. 46]

GOVERNMENT OF MYSORE

A/129-44-3

No. C.1-1998/44-45 **OFFICE OF** the Director of Food Supplies
Encls. in Mysore, Bangalore.

Date 20th April 1945

To

The Secretary to Government,
Development Department (Food Supplies)
Bangalore.

Sir,

Sub: Declaring the appointments of Managers, Bill Clerks and Sales-men in Government Depots as belonging to "Essential Services" Act."

Adverting to correspondence ending with your letter No. SD. 2821/A. 129-44-2, dated 22-11-44, on the above subject, I have the honour to request that Government may be kindly moved to authorise the Director of Food Supplies to pass orders under Section 4 of the Essential Services (Maintenance) Act, 1942 and to make complaints under subsection (3) of Section 7 of the said Act.

I have the honour to be,
S i r,
Your most obedient servant,

Director of Food Supplies.

tns

N.B.— Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

Appendix F. G.—1]

SUBJECT.....

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Section

File No. A 129-44

Serial No.

...ary No. of letter replied to.....

No. GA 7371

General and Revenue Secretariat

( )

the 194 .

Notification

In exercise of the Powers vested in them under Sub-Section (3) of Section 7 of the Essential Services (Maintenance) Act XXIII of 1942 the Government of His Highness the Maharaja of Mysore are pleased to authorise the Director of Food Supplies to prefer Complaints in regard to offences under the said Act in respect of the employees in the Department of

Date of issue 23-5-45

Signed by.....

List of enclosures.....

Copied by.....

Examined by.....

WD 0741—GPB—15,00.—30 10-44

Food Supplies. ~~are concerned~~. -

2. This Notification ~~shall~~ will come into effect from the date of its publication in the Mysore Gazette.

By order,

Ce
13/5
Secy to Govt
Mar 8/5 Dev. Dept
(H. S.)

Key
8/5-

To The Compiler, M. G. for publication in the Gazette. He is requested to print 50 copies and supply 25 ~~thereof~~ to the Director of Food Supplies. The remaining copies may be sent to the Food Supplies Branch Cy. R. S.

Memo No. RD 7372-74.

Copy of the foregoing is forwarded w/c to the D. F. S. for information with reference to his letter no C1-1991/44-45 dated the 10th April, 1945.

Dev Sec.

Key
8/5

Copy to War Section.

3

Ao/87371 /A129-44-4.

8/23.5.45

Notification.

TYPED 22/5/45.

Under Sub-Section (3) of Section 7 of the Essential Services (Maintenance) Act 1942, (XXIII of 1942) the Government of His Highness the Maharaja are pleased to authorise the Director of Food Supplies to prefer complaints against employees in the Department of Food Supplies in respect of offences punishable under the said Act.

By order,

17/5.

~~Legal Remembrancer and~~
Secretary to Government,
Dev~~l~~ Department.

for 16/5/45

To

The Compiler, Mysore Gazette, for publication in the Gazette. He is requested to print 50 copies and supply 25 copies thereof to the Director of Food Supplies. The remaining copies may be sent to the Food Supplies Branch, General and Revenue Secretariat.

M e m o No. 87372

Copy of the above is forwarded, with compliments, to the Director of Food supplies for information with reference to his letter No. C1-1998/44-45 dated the 10th April 1945.

17/5.

~~Legal Remembrancer and~~
Secretary to Government,
(Dev) ~~l~~ Department.

Copy to War Section.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. ~~M.~~ 371 / 129-44-4 General and Revenue Secretariat,

Dated Bangalore, ~~22nd~~ 23 May, 1945.

NOTIFICATION.

Under Sub-Section (3) of section 7 of the Essential Services (Maintenance) Act 1942, (XXIII of 1942), the Government of His Highness the Maharaja are pleased to authorise the Director of Food Supplies to prefer complaints against employees in the Department of Food Supplies in respect of offences punishable under the said act.

By Order,

(sd) C. E. Noronha,

Secretary to Government,
Development Department.
(Food Supplies)

To--The Compiler, Mysore Gazette, for publication in the Gazette. He is requested to print 60 copies and supply 25 copies thereof to the Director of Food Supplies. The remaining copies may be sent to the Food Supplies Branch, Genl. & Rev. Deptt.

KKJ (12 x 8).

p.t.o.

Memo No. SD. 7[illegible] Dated: 22-5-45.

Copy of the foregoing is forwarded with compliments to the Director of Food Supplies in Mysore, Bangalore, for information, with reference to his letter No.C1-1093/44-45, dated, the 10th April, 1945.

(C'o)

For Secretary to Government,
Development Department.
(Food Supplies)

KRG.

Copy to War Section.

Legislation Branch, [illegible]